

61913.0011-MXCL08315 LWS:ksg  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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GAETANO DEVELOPMENT CORP., GATEWAY IV,  
LLC and HARTFORD FIRE INSURANCE COMPANY  
a/s/o Gateway IV, LLC,

Plaintiffs,

-against-

GOODMAN MANUFACTURING COMPANY, L.P.,  
GOODMAN COMPANY, L.P. and GOODMAN  
GLOBAL, INC.,

Defendants.

-----X  
GOODMAN COMPANY, L.P.,

Third-Party Plaintiff,

-against-

TOWER MANUFACTURING CORPORATION,

Third-Party Defendant.

-----X  
TOWER MANUFACTURING CORPORATION,

Second Third-Party Plaintiff,

-against-

EVEREX COMMUNICATIONS, INC., PRIME  
TECHNOLOGY (GUANGZHOU), INC.,  
CONNECTICUT PTAC SERVICES, LLC and COOL  
TECH HVAC SERVICE, LLC,

Second Third-Party Defendants.  
-----X

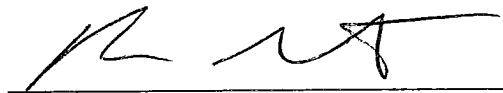
**Case No. 09-CV-10090**

**STIPULATION OF  
DISCONTINUANCE  
WITH PREJUDICE**

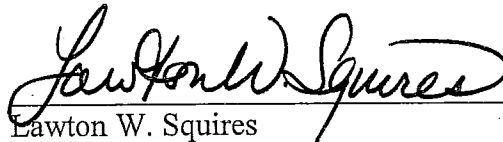
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the  
attorneys of record for the parties to the above-entitled second third-party action, that whereas no

party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled second third-party action be, and the same hereby is discontinued with prejudice as to second third-party defendants, Cool Tech HVAC Service, LLC and Connecticut PTAC Services, LLC, without costs to either party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
February 04, 2011



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